

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF MISSISSIPPI
NORTHERN DIVISION**

PHI THETA KAPPA HONOR SOCIETY,)	Civil Action No. 3:22-cv-00208-CWR-RPM
)	
Plaintiff/Counter-Defendant)	
v.)	
)	
HONORSOCIETY.ORG, INC.,)	
)	
Defendant/Counter-Plaintiff)	
/Third-Party-Plaintiff)	
)	
HONOR SOCIETY FOUNDATION, INC.,)	
)	
Defendant)	
)	
-----)	
)	
HONORSOCIETY.ORG, INC.,)	
)	
Defendant/Counter-Plaintiff)	
/Third-Party-Plaintiff)	
v.)	
)	
DR. LYNN TINCHER-LADNER,)	
)	
Third-Party Defendant)	
)	

NOTICE OF WITHDRAWAL OF MOTION

Third-Party Defendant, Dr. Lynn Tincher-Ladner, files this her Notice of Withdrawal of her Motion for Summary Judgment and Supplemental Motion for Summary Judgment (ECF No. 428) and related memorandum (ECF No. 429), without prejudice to the refiling of same. The motion was filed in error, without accommodation for the Court’s order approving the joint stipulation of the parties dated January 13, 2025 (Dkt. Entry Only, No. ECF No. assigned). Further, nothing in this Notice affects Tincher-Ladner’s “joinder” in PTK’s motion for summary judgment. (ECF No. 427). Counsel for Dr. Tincher-Ladner and counsel for HonorSociety.org, Inc.

conferred on this issue on February 16, 2025, and HonorSociety.org does not oppose this filing. Counsel for HonorSociety.org has also reviewed and approved the form of this Notice. No response from HonorSociety.org is expected or required to give effect to this Notice, including any response to the Motion for Summary Judgment, which is hereby withdrawn.

Dated: February 19, 2025

Respectfully submitted,

/s/ Jonathan G. Polak

Jonathan G. Polak (*Pro Hac Vice*)

W. Michael Etienne (*Pro Hac Vice*)

TAFT STETTINIUS & HOLLISTER LLP

One Indiana Square, Suite 3500

Indianapolis, IN 46204-2023

(317) 713-3500 – phone

(317) 713-3699 – fax

jpolak@taftlaw.com

metienne@taftlaw@taftlaw.com

Rachel Smoot (*Pro Hac Vice*)

TAFT STETTINIUS & HOLLISTER LLP

41 S. High Street, Suite 1800

Columbus, OH 43215

(614) 221-2838 – phone

(614) 221-2007 – fax

rsmoot@taftlaw.com

Daniel R. Warncke (*Pro Hac Vice*)

TAFT STETTINIUS & HOLLISTER LLP

425 Walnut Street, Suite 1800

Cincinnati, OH 45202

(513) 357-9397 – phone

warncke@taftlaw.com

Philip R. Bautista (*Pro Hac Vice*)

TAFT STETTINIUS & HOLLISTER LLP

200 Public Square, Suite 3500

Cleveland, OH 44114-2302

(216) 706-3686 — phone

pbautista@taftlaw.com

/s/ Charles E. Cowan

Michael B. Wallace, MSB # 6904

Charles E. Cowan, MSB #104478

Beau M. Bettiga, MSB #105905

Jack F. Hall, MSB #106842

WISE CARTER CHILD & CARAWAY, P.A.

Post Office Box 651

Jackson, Mississippi 39205

Phone 601-968-5500

Counsel for Phi Theta Kappa Honor Society and

Dr. Lynn Tincher-Ladner

CERTIFICATE OF SERVICE

I, Jonathan G. Polak, do hereby certify that I have this day electronically filed the foregoing pleading or other paper with the Clerk of the Court using the ECF system which sent notification to all counsel of record.

Dated: February 19, 2025

/s/ Jonathan G. Polak

Jonathan G. Polak